IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 1215 of 2005

Between:

1 The Government of A.P., rep. by its Special Chief Secretary to Govt., Revenue (CT-1) Department, A.P. Secretariat, Hyderabad-22.
2 The Commissioner of Commercial Taxes, Hyderabad.
3 Government of A.P., rep. by its Principl Secretary, General Administration Department, A.P., Secretariat, Hyderabad.

..... PETITIONERS

AND

1 Smt. J. Vijaya Lakshmi, Lay Secretary & Treasurer, Gr-II, Administration, Officer, Government General Hospital, Guntur District.
2 The Secretary, A.P. Public Service Commission, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue any writ or proceedings more particularly one in the nature of Writ of Certiorari calling for the records pertaining to the orders passed in O.A.No.2294/03 on the file of the A.P. Administrative Tribunal, Hyderabad, dt. 25.04.2003 and quash the same as illegal and arbitrary.

Counsel for the Petitioners:GP FOR SERVICES II

Counsel for the Respondent:None appeared

The Court made the following :

O R D E R: (PER GB.J)

1) This writ petition is filed assailing the order passed in O.A.No.2294 of 2003, dated 25.04.2003, on the file of the Andhra Pradesh Administrative Tribunal, Hyderabad.

2) Basing on the order passed in O.A.No.1836 of 2003, dated 26.03.2003, O.A.No.2294 of 2003 was allowed by the Tribunal. The learned counsel for the petitioner brought to the notice of this Court that O.A.No.1836 of 2003 was the subject matter in W.P.No.24509 of 2003 and this Court by an order, dated 28.12.2004 allowed the writ petition by setting aside O.A.No.1836 of 2003. In view of the situation, the present writ petition is also liable to be allowed setting aside the order passed in O.A.No.2294 of 2003.

3) Accordingly, the writ petition is allowed and the matter is remitted back to the

Tribunal for fresh consideration along with O.A.No.1836 of 2003. No costs.

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G.BIKSHAPATHY.J.,

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P.S.NARAYANA.J.,

Dt.07.02.2005

tjs

To

1. The Secretary, A.P.Public Service Commission, Hyderabad
2. The Registrar, A.P.Administrative Tribunal, Hyderabad
3. Two CCs to the Government Pleader for Services-II, High Court of A.P., Hyderabad (OUT)
4. Two C.D.Copies.